

**Mackay, Nadine**

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**From:** Wentzell, Doug  
**Sent:** November-06-18 9:14 AM  
**To:** Millar, Harvey  
**Subject:** Re: Call from Melanie re. opening time for LFA 38

Yes indeed - was definitely done in Cape Breton.

Doug

Doug Wentzell

Associate Regional Director General, Maritimes Region  
Fisheries and Oceans Canada | Government of Canada  
[Doug.Wentzell@dfo-mpo.gc.ca](mailto:Doug.Wentzell@dfo-mpo.gc.ca) | Telephone: 902-426-2250 | Facsimile: 902-426-2706

Directeur général régional associé, Région des Maritimes  
Pêches et Océans Canada | Gouvernement du Canada  
[Doug.Wentzell@dfo-mpo.gc.ca](mailto:Doug.Wentzell@dfo-mpo.gc.ca) | Téléphone: 902-426-2250 | Télécopieur: 902-426-2706

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**From:** Millar, Harvey  
**Sent:** Tuesday, November 6, 2018 9:13 AM  
**To:** Wentzell, Doug  
**Subject:** RE: Call from Melanie re. opening time for LFA 38

I will and thank you Doug. Paul tells me it has been done in ENS a couple of times over the past 10 years.

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**From:** Wentzell, Doug  
**Sent:** 2018-November-06 9:12 AM  
**To:** Millar, Harvey  
**Subject:** Re: Call from Melanie re. opening time for LFA 38

Thanks so much Harvey for following up on this. Melanie had a quick chat with me as well this am.

Annette is in NL in mtgs this week but Erin Laking is acting for her so you may want to follow-up with her directly.

Doug

Doug Wentzell

Associate Regional Director General, Maritimes Region

Fisheries and Oceans Canada | Government of Canada

Doug.Wentzell@dfo-mpo.gc.ca | Telephone: 902-426-2250 | Facsimile: 902-426-2706

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Doug.Wentzell@dfo-mpo.gc.ca | Téléphone: 902-426-2250 | Télécopieur: 902-426-2706

---

**From:** Millar, Harvey

**Sent:** Tuesday, November 6, 2018 8:45 AM

**To:** Daley, Annette

**Cc:** Wentzell, Doug; Berthier, Jacinta; Cheney, Sarah

**Subject:** Call from Melanie re. opening time for LFA 38

Hi Annette. I just had a call from Melanie asking if there is any possibility of opening LFA 38 one day early on Monday instead of Tuesday due to weather forecasts for next week. They will be talking to Fundy North today and likely make a joint request.

Weather is looking like a no go for Tuesday and not likely not good until late next week. Could we have a call following ROC this morning to discuss?

Thank you,  
Harvey

**Mackay, Nadine**

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**From:** Millar, Harvey  
**Sent:** November-06-18 3:26 PM  
**To:** Laking, Erin  
**Cc:** Cline, Gerald (Jeff); Wentzell, Doug; Cheney, Sarah  
**Subject:** RE: GMFA and FNFA request for early season opening

I should have also mentioned that Regulations Unit will prepare several draft variation orders and have them approved to your level by COB Friday with the intent of providing them to Mary Ellen before the long weekend. Generally Annette's position would contact Mary Ellen on the holiday Monday to advise her which of the draft orders has been recommended for signature.

The exact procedures are written out in a short document which I can forward for review by you or Annette in advance of the weekend.

Thanks,  
Harvey

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**From:** Millar, Harvey  
**Sent:** 2018–November-06 3:19 PM  
**To:** Laking, Erin  
**Cc:** Cline, Gerald (Jeff); Wentzell, Doug; Cheney, Sarah  
**Subject:** RE: GMFA and FNFA request for early season opening

Hi Erin. Will do.

I am expecting a letter of request from GMFA and FNFA later this afternoon. Depending on when it arrives, maybe we can discuss before I write the response.

Will you be acting for Annette this weekend? Mary-Ellen will need to sign a Variation Order for opening on one of the long weekend days.

Thank you,  
Harvey

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**From:** Laking, Erin  
**Sent:** 2018–November-06 2:29 PM  
**To:** Millar, Harvey  
**Cc:** Cline, Gerald (Jeff)  
**Subject:** RE:

Harvey – see below. If the decision from today is to go ahead with the opening on Monday can you let us know so we can send something to the province and industry.

Thank-you.

**From:** Cline, Gerald (Jeff)  
**Sent:** Tuesday, November 6, 2018 2:07 PM

**To:** Laking, Erin <Erin.Laking@dfo-mpo.gc.ca>  
**Subject:** RE:

Yes there will be treatments up to Xmas I expect. [REDACTED]

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**From:** Laking, Erin  
**Sent:** Tuesday, November 06, 2018 11:57 AM  
**To:** Cline, Gerald (Jeff)  
**Subject:**

Any considerations from Aquaculture – are there many treatments going on in this area?

Email from Harvey:

HI folks. Following a call from Melanie Sonnenberg earlier this morning, we are expecting a written request from GMFA and FNFA to start the lobster season one day early on Monday, November 12<sup>th</sup> in order to avoid a stretch of bad weather predicted for next week. This call will be to discuss how we will be able to respond and any considerations we should be thinking about (such as ability to mobilize enforcement, etc., other LFAs concerns, etc.)

**Conf. phone** Dial [REDACTED] **ID #** [REDACTED]

Thank you,  
Harvey

***Erin Laking***

Director, Aquaculture Management Office, Maritimes Region  
Fisheries and Oceans Canada | Government of Canada  
Directrice, Bureau de la Gestion de l'Aquaculture, Région des Maritimes  
Pêches et Océans Canada | Gouvernement du Canada  
PO Box 1006 Dartmouth, NS B2Y 4A2  
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***If you have received this communication by mistake, please notify the sender immediately and delete the communication without printing, copying or forwarding it. Thank you.***  
***Si vous avez reçu cette communication par erreur, veuillez en aviser l'expéditeur immédiatement et la supprimer sans l'imprimer, la copier, ou la faire suivre. Merci.***

## MacLellan, Elizabeth

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**From:** Millar, Harvey  
**Sent:** Tuesday, November 6, 2018 5:35 PM  
**To:** Lillian Mitchell; Bonnie H Morse  
**Cc:** Wentzell, Doug; Daley, Annette; Laking, Erin; Cheney, Sarah  
**Subject:** Fw: Proposal for Monday Nov 12 start to lobster fishing season  
**Attachments:** FNFA and GMFA Proposal.pdf

Hi Lillian. This is to acknowledge receipt of your letter. I will be discussing the request internally and getting back to FNFA and GMFA.

Harvey

Sent from my BlackBerry 10 smartphone on the Bell network.

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**From:** Wentzell, Doug <Doug.Wentzell@dfo-mpo.gc.ca>  
**Sent:** Tuesday, November 6, 2018 4:42 PM  
**To:** Millar, Harvey  
**Cc:** Daley, Annette; 'Bonnie Morse'; [REDACTED]  
**Subject:** FW: Proposal for Monday Nov 12 start to lobster fishing season

Hi Harvey,

I believe Lillian was looking to send this to you.

Doug

### Doug Wentzell

Associate Regional Director General, Maritimes Region  
Fisheries and Oceans Canada | Government of Canada  
[Doug.Wentzell@dfo-mpo.gc.ca](mailto:Doug.Wentzell@dfo-mpo.gc.ca) | Telephone: 902-426-2250 | Facsimile: 902-426-2706

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**From:** Lillian Mitchell [REDACTED]  
**Sent:** Tuesday, November 6, 2018 4:05 PM  
**To:** [REDACTED]  
**Cc:** Wentzell, Doug <Doug.Wentzell@dfo-mpo.gc.ca>; Daley, Annette <Annette.Daley@dfo-mpo.gc.ca>; Bonnie Morse [REDACTED]  
**Subject:** Proposal for Monday Nov 12 start to lobster fishing season

Hi Harvey,

Please find attached our proposal for opening the Fall lobster fishing season for LFAs 36,37, and 38 jointly drafted by FNFA and GMFA.

All the best,

---

Lillian Mitchell  
Executive Director  
Fundy North Fishermen's Association  
3 Prince of Whales Street  
St. Andrews, NB E5B 3W9  
<http://www.fundynorth.org/>  
Tel/Tél: 506-529-4165  
Fax/Téléc.: (506) 529-4531

November 6, 2018

Harvey Millar  
Department of Fisheries and Oceans  
By Email

Dear Harvey,

The Fundy North Fishermen's Association and the Grand Manan Fishermen's Association are jointly requesting that the Department consider opening LFAs 36, 37, and 38 to set gear one day prior to the traditional 2nd Tuesday in November for the Fall 2018 lobster season. We propose that the start times would remain the same (0600 for LFA 36; 0700 for LFA 37 and 38) but setting day would be Monday, November 12<sup>th</sup>.

Current forecasts show strong winds from Tuesday-Thursday, but Monday's forecast is currently for low winds and would appear to be the most suitable day for a safe and orderly opening to the season.

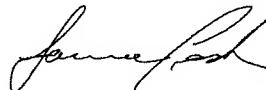
Given the duration of the season, we do not believe that one day will impact stock or harvest levels but a potential week-long delay to opening has significant implications for our fishermen with the potential loss of soak time from Tuesday-Thursday. LFAs 36 and 38 could open anytime between November 8-14<sup>th</sup>. As November 12<sup>th</sup> falls within that range, the potential number of days in the season does not increase. The lobster fishery is an effort-controlled fishery and the opportunity for days at sea is constrained by weather and has a consistent average from year to year.

Given the fluctuations in weather forecasting we believe that the continued process of weather calls the day before should continue. We ask that DFO and Environment Canada participate in weather calls on Sunday and through until the fishery opens should weather not be suitable.

Yours truly,



Fundy North Fishermen's Association



Grand Manan Fishermen's Association

cc Annette Daley  
Doug Wentzell

## Mackay, Nadine

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**From:** Wentzell, Doug  
**Sent:** November-07-18 9:47 PM  
**To:** Berthier, Jacinta; Daley, Annette  
**Subject:** Fw: Proposal for Monday Nov 12 start to lobster fishing season  
**Attachments:** FNFA and GMFA Proposal.pdf

Hi folks,

Can we provide a quick update on tomorrow's MINO call on the following.

Doug

Doug Wentzell

Associate Regional Director General, Maritimes Region  
Fisheries and Oceans Canada | Government of Canada  
[Doug.Wentzell@dfo-mpo.gc.ca](mailto:Doug.Wentzell@dfo-mpo.gc.ca) | Telephone: 902-426-2250 | Facsimile: 902-426-2706

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---

**From:** Butcher, Ashley <[Ashley.Butcher@dfo-mpo.gc.ca](mailto:Ashley.Butcher@dfo-mpo.gc.ca)>  
**Sent:** Wednesday, November 7, 2018 8:47 PM  
**To:** Wentzell, Doug; Valkenier, Mary-Ellen  
**Cc:** Rossignol, Pauline; Barker, Tyler; Hirani, Samia; Jarjour, Jasmine; Kahn, Zoe; Robinson, Connor  
**Subject:** FW: Proposal for Monday Nov 12 start to lobster fishing season

Hey Doug and Mary-Ellen – just flagging this message from Mark for the call tomorrow. Note, Mark will not be participating but Sam will be on.

Ash

---

**From:** O'Halloran, Mark  
**Sent:** Wednesday, November 7, 2018 1:22 PM  
**To:** Butcher, Ashley <[Ashley.Butcher@dfo-mpo.gc.ca](mailto:Ashley.Butcher@dfo-mpo.gc.ca)>  
**Cc:** O'Grady, Samantha <[Samantha.O'grady@dfo-mpo.gc.ca](mailto:Samantha.O'grady@dfo-mpo.gc.ca)>  
**Subject:** FW: Proposal for Monday Nov 12 start to lobster fishing season

Hey Ash,



I suspect the attached letter may come up on the Maritime call tomorrow morning. Copying Sam on this email as well. Would be helpful to get a recommendation from the Dept on this request and whether or not this has ever happened before or if this is kind of yearly ask etc.

Thanks,  
Mark

---

**From:** Lillian Mitchell [mailto: ]  
**Sent:** Tuesday, November 6, 2018 4:05 PM  
**To:** Harvey Matthews  
**Cc:** [Doug.Wentzell@dfo-mpo.gc.ca](mailto:Doug.Wentzell@dfo-mpo.gc.ca); [Annette.Daley@dfo-mpo.gc.ca](mailto:Annette.Daley@dfo-mpo.gc.ca); Bonnie Morse  
**Subject:** Proposal for Monday Nov 12 start to lobster fishing season

Hi Harvey,

Please find attached our proposal for opening the Fall lobster fishing season for LFAs 36,37, and 38 jointly drafted by FNFA and GMFA.

All the best,

---

Lillian Mitchell  
Executive Director  
Fundy North Fishermen's Association  
3 Prince of Whales Street  
St. Andrews, NB E5B 3W9  
<http://www.fundynorth.org/>  
Tel/Tél: 506-529-4165  
Fax/Téléc.: (506) 529-4531

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**page 7**

**MacLellan, Elizabeth**

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**From:** Daley, Annette  
**Sent:** Wednesday, November 7, 2018 9:00 AM  
**To:** Somerville, Todd  
**Subject:** RE: Proposal for Monday Nov 12 start to lobster fishing season

Yes, thanks. Doug picked up on that as well and forwarded it to Harvey.

*Annette*

**From:** Somerville, Todd  
**Sent:** Wednesday, November 7, 2018 8:55 AM  
**To:** Daley, Annette <Annette.Daley@dfo-mpo.gc.ca>; Laking, Erin <Erin.Laking@dfo-mpo.gc.ca>; Berthier, Jacinta <Jacinta.Berthier@dfo-mpo.gc.ca>  
**Cc:** Quigley, Sara <Sara.Quigley@dfo-mpo.gc.ca>  
**Subject:** RE: Proposal for Monday Nov 12 start to lobster fishing season

I have forwarded this memo to Sarah C. and Harvey M. because it looks like Jillian addressed it to a fisher and not Harvey Millar.

Simply FYI.

Todd Somerville  
 Area Chief | Chef de secteur  
 Conservation & Protection  
 Southwest New Brunswick | Sud-ouest Nouveau-Brunswick  
 Maritimes Region | Région des Maritimes  
 Fisheries and Oceans Canada | Pêches et Océans Canada  
[todd.somerville@dfo-mpo.gc.ca](mailto:todd.somerville@dfo-mpo.gc.ca)  
 (506) 755-5042 (desk/bureau)  
 [REDACTED] (mobile)

**From:** Daley, Annette  
**Sent:** November-06-18 4:15 PM  
**To:** Laking, Erin; Berthier, Jacinta; Somerville, Todd  
**Cc:** Quigley, Sara  
**Subject:** Proposal for Monday Nov 12 start to lobster fishing season

**From:** Lillian Mitchell [mailto:[REDACTED]]  
**Sent:** Tuesday, November 6, 2018 4:05 PM  
**To:** Harvey Matthews <[urchindiver@hotmail.com](mailto:urchindiver@hotmail.com)>  
**Cc:** Wentzell, Doug <[Doug.Wentzell@dfo-mpo.gc.ca](mailto:Doug.Wentzell@dfo-mpo.gc.ca)>; Daley, Annette <[Annette.Daley@dfo-mpo.gc.ca](mailto:Annette.Daley@dfo-mpo.gc.ca)>; Bonnie Morse [REDACTED]  
**Subject:** Proposal for Monday Nov 12 start to lobster fishing season

Hi Harvey,

Please find attached our proposal for opening the Fall lobster fishing season for LFAs 36,37, and 38 jointly drafted by FNFA and GMFA.

All the best,

---

Lillian Mitchell  
Executive Director  
Fundy North Fishermen's Association  
3 Prince of Whales Street  
St. Andrews, NB E5B 3W9  
<http://www.fundynorth.org/>  
Tel/Tél: 506-529-4165  
Fax/Téléc.: (506) 529-4531

## Quigley, Sara

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**From:** Cheney, Sarah  
**Sent:** November-07-18 9:29 AM  
**To:** Quigley, Sara  
**Subject:** Re: Lobster opening

Fyi, forwarded to Ted and Harvey

Sent from my BlackBerry 10 smartphone on the Bell network.

Original Message  
From: Waters, Christa  
Sent: Wednesday, November 7, 2018 9:15 AM  
To: [REDACTED]  
Cc: Quigley, Sara; Cheney, Sarah  
Subject: RE: Lobster opening

Hello [REDACTED]

Thank you for this input. I have cc'd the lobster advisor and the Area Chief on this email so that your input can be considered.

Thanks,  
Christa

Christa Waters  
Regional Senior Fisheries Management Advisor Resource Management | Gestion des Pêches Maritimes Region | Région des Maritimes Telephone | Téléphone 902-293-6541

-----Original Message-----

From: [REDACTED]  
Sent: November-07-18 8:21 AM  
To: Waters, Christa  
Subject: Lobster opening

I am hearing rumours that lobster guys are lobbying for an early opening but not sure if it is true

Just want to remind DFO that every change affects other fisheries

My seiners have been fishing and i planned on tying up next Tuesday when traps go out

Earlier opening would impact our ability to catch our fall allocation We have 600 workers looking for hours as well.

I definitely want the lobster guys to have a safe opening but everyone has to understand earlier openings and 10 day extensions have impacts on other stakeholders and we at least should be part of the decision Regards Sent from my iPhone

## Campbell, Tara

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**From:** Valkenier, Mary-Ellen  
**Sent:** November-08-18 6:00 PM  
**To:** Butcher, Ashley  
**Cc:** Rossignol, Pauline; Barker, Tyler; Kahn, Zoe; Robinson, Connor; Daley, Annette  
**Subject:** Re: Minister Wilkinson letter for Lobster Setting Day

Thank you

Sent from my BlackBerry 10 smartphone on the Bell network.

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**From:** Butcher, Ashley  
**Sent:** Thursday, November 8, 2018 17:58  
**To:** Valkenier, Mary-Ellen  
**Cc:** Rossignol, Pauline; Barker, Tyler; Kahn, Zoe; Robinson, Connor  
**Subject:** Fwd: Minister Wilkinson letter for Lobster Setting Day

Mary-Ellen - MINO fielding tons of calls on this at the moment, including from local MP. Mark wanted to flag for your awareness.

Ashley

----- Original message -----

**From:** "O'Halloran, Mark" <Mark.O'Halloran@dfo-mpo.gc.ca>  
**Date:** 2018-11-08 4:41 PM (GMT-05:00)  
**To:** "Butcher, Ashley" <Ashley.Butcher@dfo-mpo.gc.ca>  
**Cc:** "O'Grady, Samantha" <Samantha.O'grady@dfo-mpo.gc.ca>  
**Subject:** Minister Wilkinson letter for Lobster Setting Day

Hi Ashley,

FYI: attached is a request from MP Karen Ludwig regarding request to open season early..

Thanks,  
Mark



# KAREN LUDWIG

Member of Parliament for New Brunswick Southwest

Toll Free: 1.888.350.4734

karenludwigmp.ca

karen.ludwig@parl.gc.ca



November 8, 2018

Via email

Honourable Jonathan Wilkinson  
Minister of Fisheries, Oceans and the Canadian Coast Guard

Dear Hon. Wilkinson,

On behalf of the safety of lobster fishermen in New Brunswick Southwest, I ask that the setting day be changed from next Tuesday (2<sup>nd</sup> Tuesday of November) to Monday (one day early).

I received word this afternoon from the Grand Manan Fishermen's Association regarding the request for consideration to opening lobster fishing season on Monday - one day prior to the traditional 2<sup>nd</sup> Tuesday in November, due to the forecast of strong winds. DFO verbally declined the request, stating that due to the holiday, they would not have time to prepare.

The forecast shows strong winds from Tuesday to Thursday, which leaves Monday being the safest day for opening the fishing. The forecast is calling for South East winds, which "comes hard and fast" according to fishermen.

Fishermen want to be safe and they need DFO to help keep them safe. Setting day also brings inexperienced youth on the boats, as more hands are needed on deck for some of the extra heavy lifting, students are excused from school.

The Grand Manan and Fundy North Fishermen's Associations have both asked that DFO and Environment Canada participate in weather calls on Sunday and through until the fishery opens.

With respect to the early closure of LFA38 in June, this is an extra blow to fishermen and their families. I ask for immediate reconsideration.

Sincerely yours,

Karen Ludwig, MP  
New Brunswick Southwest

## OTTAWA

House of Commons  
Room 175, Confederation Building  
Ottawa, Ontario K1A 0A6

T: 613.995.5550  
F: 613.995.5226

## ONLINE

@KarenLudwigNB  
 @KarenLudwigMP  
 @KarenLudwigMP  
karen.ludwig@parl.gc.ca  
karenludwigmp.ca

## NEW BRUNSWICK

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St. Stephen, New Brunswick E3L 1G5

Toll Free: 1.888.350.4734  
T: 506.466.3928  
F: 506.466.2813

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**Campbell, Tara**

---

**From:** Valkenier, Mary-Ellen  
**Sent:** November-08-18 8:28 AM  
**To:** Daley, Annette; Berthier, Jacinta  
**Cc:** Wentzell, Doug  
**Subject:** Fw: Proposal for Monday Nov 12 start to lobster fishing season  
**Attachments:** FNFA and GMFA Proposal.pdf

Looping you in

Sent from my BlackBerry 10 smartphone on the Bell network.

---

**From:** Butcher, Ashley <Ashley.Butcher@dfo-mpo.gc.ca>  
**Sent:** Wednesday, November 7, 2018 20:47  
**To:** Wentzell, Doug; Valkenier, Mary-Ellen  
**Cc:** Rossignol, Pauline; Barker, Tyler; Hirani, Samia; Jarjour, Jasmine; Kahn, Zoe; Robinson, Connor  
**Subject:** FW: Proposal for Monday Nov 12 start to lobster fishing season

Hey Doug and Mary-Ellen – just flagging this message from Mark for the call tomorrow. Note, Mark will not be participating but Sam will be on.

Ash

---

**From:** O'Halloran, Mark  
**Sent:** Wednesday, November 7, 2018 1:22 PM  
**To:** Butcher, Ashley <Ashley.Butcher@dfo-mpo.gc.ca>  
**Cc:** O'Grady, Samantha <Samantha.O'grady@dfo-mpo.gc.ca>  
**Subject:** FW: Proposal for Monday Nov 12 start to lobster fishing season

Hey Ash,

I suspect the attached letter may come up on the Maritime call tomorrow morning. Copying Sam on this email as well. Would be helpful to get a recommendation from the Dept on this request and whether or not this has ever happened before or if this is kind of yearly ask etc.

Thanks,  
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**From:** Lillian Mitchell [mailto: ]  
**Sent:** Tuesday, November 6, 2018 4:05 PM  
**To:** Harvey Matthews  
**Cc:** Doug.Wentzell@dfo-mpo.gc.ca; Annette.Daley@dfo-mpo.gc.ca; Bonnie Morse  
**Subject:** Proposal for Monday Nov 12 start to lobster fishing season

Hi Harvey,



Please find attached our proposal for opening the Fall lobster fishing season for LFAs 36,37, and 38 jointly drafted by FNFA and GMFA.

All the best,

---

Lillian Mitchell  
Executive Director  
Fundy North Fishermen's Association  
3 Prince of Whales Street  
St. Andrews, NB E5B 3W9  
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## **Mackay, Nadine**

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**From:** Wentzell, Doug  
**Sent:** November-08-18 8:22 AM  
**To:** Mackay, Nadine  
**Subject:** RE: Meeting today...

Nop...

## **Doug Wentzell**

Associate Regional Director General, Maritimes Region  
Fisheries and Oceans Canada | Government of Canada  
[Doug.Wentzell@dfo-mpo.gc.ca](mailto:Doug.Wentzell@dfo-mpo.gc.ca) | Telephone: 902-426-2250 | Facsimile: 902-426-2706

Directeur général régional associé, Région des Maritimes  
Pêches et Océans Canada | Gouvernement du Canada  
[Doug.Wentzell@dfo-mpo.gc.ca](mailto:Doug.Wentzell@dfo-mpo.gc.ca) | Téléphone: 902-426-2250 | Télécopieur: 902-426-2706

**From:** Mackay, Nadine  
**Sent:** Thursday, November 8, 2018 7:42 AM  
**To:** Wentzell, Doug <[Doug.Wentzell@dfo-mpo.gc.ca](mailto:Doug.Wentzell@dfo-mpo.gc.ca)>  
**Subject:** Meeting today...

Hi Doug:

Do you intend to take the first part of the meeting this PM that Harvey sent on a "Decision on FNFA and GMFA season opening request"? Or would you like me to decline it? It's an hour and 30 minutes runs into the trap meeting.

Nadine

## **Nadine MacKay**

Senior Advisor to the Associate Regional Director General  
Fisheries and Oceans Canada | Government of Canada  
[Nadine.MacKay@dfo-mpo.gc.ca](mailto:Nadine.MacKay@dfo-mpo.gc.ca) | Telephone: 902-441-4756

Conseillère principale auprès du directeur général régional associé  
Pêches et Océans Canada | Gouvernement du Canada  
[Nadine.MacKay@dfo-mpo.gc.ca](mailto:Nadine.MacKay@dfo-mpo.gc.ca) | Téléphone: 902-441-4756

## Mackay, Nadine

---

**From:** Melanie Sonnenberg  
**Sent:** November-08-18 3:52 PM  
**To:** Wentzell, Doug  
**Subject:** Re: Answer needed

Sent from my iPhone

> On Nov 8, 2018, at 3:13 PM, Wentzell, Doug <[Doug.Wentzell@dfo-mpo.gc.ca](mailto:Doug.Wentzell@dfo-mpo.gc.ca)> wrote:  
>  
> Ok. Folks should have concluded the internal meeting by now to land on this. About to head to the airport but will follow-up to ensure someone gets back to you asap on the outcome.  
>  
>  
> Doug Wentzell  
>  
> Associate Regional Director General, Maritimes Region Fisheries and  
> Oceans Canada | Government of Canada [Doug.Wentzell@dfo-mpo.gc.ca](mailto:Doug.Wentzell@dfo-mpo.gc.ca) |  
> Telephone: 902-426-2250 | Facsimile: 902-426-2706  
>  
> Directeur général régional associé, Région des Maritimes Pêches et  
> Océans Canada | Gouvernement du Canada [Doug.Wentzell@dfo-mpo.gc.ca](mailto:Doug.Wentzell@dfo-mpo.gc.ca) |  
> Téléphone: 902-426-2250 | Télécopieur: 902-426-2706  
>  
>  
>  
> Original Message  
> From: Melanie Sonnenberg  
> Sent: Thursday, November 8, 2018 3:12 PM  
> To: Wentzell, Doug  
> Subject: Answer needed  
>  
>  
> Guys gathering here, need help with response. Some think we should just proceed with Tuesday if DFO cannot decide. Weather forecast is marginal for mid-morning on Tuesday....  
> HELP  
>  
> Sent from my iPhone

Notebook of Jacinta Berthier  
Director, Resource and Aboriginal Fisheries Management

Date 2018-11-08

Harney led the call; <sup>Megan</sup> Sarah, Mark, Dwayne, Todd, Ted + I -  
1330 - LFA 36-38 early opening

- Megan spoke to CC license holders - Supportive of opening <sup>early</sup> based on weather - if forecast

- Forecast now looks better for a small window Monday night to Tuesday morning

- Weather - leave it up to industry to recommend start time/date based on weather

- SWNS - thinks it is too late in the process to change the approach - implications of proceeding without a framework - so it can be used across multiple LFAs

- SWNS - heard from LFA 35 - concerned re direction we gave them - not open earlier (day) based on tides

- Harney fully agrees it is too late - suggests the whole industry needs to discuss - SFR - implications for others.

- SWNS - Area Directors - base safety on protocol in place -

- CAP - 'Skeleton Crew' - would be very difficult to bring on other staff - plans are in place for the long weekends

- 'not fair' - contractual obligations - for a possible opening based on a weather window -

- OSO Flight could be adjusted -  
- present to MMLNE, AC's,

Officing  
discussed for  
0400  
opening day

## MacLellan, Elizabeth

---

**From:** Daley, Annette  
**Sent:** Thursday, November 8, 2018 8:32 AM  
**To:** Berthier, Jacinta  
**Subject:** Today: Proposal for Monday Nov 12 start to lobster fishing season  
**Attachments:** FNFA and GMFA Proposal.pdf

Can you pls join mew on the MinO call today to update on this. Thx.

Annette Daley  
Regional Director, Fisheries Management  
Fisheries and Oceans Canada | Government of Canada  
Annette.Daley@dfo-mpo.gc.ca |  
Telephone: 902-426-9962 | Facsimile: 902-426-7967

Directrice régionale, Gestion des pêches  
Pêches et Océans Canada | Gouvernement du Canada  
Annette.Daley@dfo-mpo.gc.ca |  
Téléphone: 902-426-9962 | Télécopieur: 902-426-7967

---

**From:** Rossignol, Pauline <Pauline.Rossignol@dfo-mpo.gc.ca>  
**Sent:** Thursday, November 8, 2018 8:02 AM  
**To:** Daley, Annette  
**Cc:** Berthier, Jacinta; Wentzell, Doug  
**Subject:** FW: Proposal for Monday Nov 12 start to lobster fishing season

Hi Annette, not sure if you received this but MINO would like an update during our call this morning. Thanks

Pauline

---

**From:** Wentzell, Doug  
**Sent:** November-07-18 9:46 PM  
**To:** Butcher, Ashley; Valkenier, Mary-Ellen  
**Cc:** Rossignol, Pauline; Barker, Tyler; Hirani, Samia; Jarjour, Jasmine; Kahn, Zoe; Robinson, Connor  
**Subject:** Re: Proposal for Monday Nov 12 start to lobster fishing season

Thanks Ashley.

We'll provide an update this tomorrow am during our call.

Doug

Doug Wentzell

Associate Regional Director General, Maritimes Region  
Fisheries and Oceans Canada | Government of Canada  
Doug.Wentzell@dfo-mpo.gc.ca | Telephone: 902-426-2250 | Facsimile: 902-426-2706

Directeur général régional associé, Région des Maritimes  
Pêches et Océans Canada | Gouvernement du Canada  
Doug.Wentzell@dfo-mpo.gc.ca | Téléphone: 902-426-2250 | Télécopieur: 902-426-2706

---

**From:** Butcher, Ashley  
**Sent:** Wednesday, November 7, 2018 8:47 PM  
**To:** Wentzell, Doug; Valkenier, Mary-Ellen  
**Cc:** Rossignol, Pauline; Barker, Tyler; Hirani, Samia; Jarjour, Jasmine; Kahn, Zoe; Robinson, Connor  
**Subject:** FW: Proposal for Monday Nov 12 start to lobster fishing season

Hey Doug and Mary-Ellen – just flagging this message from Mark for the call tomorrow. Note, Mark will not be participating but Sam will be on.

Ash

**From:** O'Halloran, Mark  
**Sent:** Wednesday, November 7, 2018 1:22 PM  
**To:** Butcher, Ashley <Ashley.Butcher@dfo-mpo.gc.ca>  
**Cc:** O'Grady, Samantha <Samantha.O'grady@dfo-mpo.gc.ca>  
**Subject:** FW: Proposal for Monday Nov 12 start to lobster fishing season

Hey Ash,

I suspect the attached letter may come up on the Maritime call tomorrow morning. Copying Sam on this email as well. Would be helpful to get a recommendation from the Dept on this request and whether or not this has ever happened before or if this is kind of yearly ask etc.

Thanks,  
Mark

---

**From:** Lillian Mitchell [mailto: [REDACTED]]  
**Sent:** Tuesday, November 6, 2018 4:05 PM  
**To:** Harvey Matthews  
**Cc:** Doug.Wentzell@dfo-mpo.gc.ca; Annette.Daley@dfo-mpo.gc.ca; Bonnie Morse  
**Subject:** Proposal for Monday Nov 12 start to lobster fishing season

Hi Harvey,

Please find attached our proposal for opening the Fall lobster fishing season for LFAs 36,37, and 38 jointly drafted by FNFA and GMFA.

All the best,

---

Lillian Mitchell  
Executive Director  
Fundy North Fishermen's Association  
3 Prince of Whales Street  
St. Andrews, NB E5B 3W9  
<http://www.fundynorth.org/>  
Tel/Tél: 506-529-4165  
Fax/Téléc.: (506) 529-4531



**Page 25**  
**is a duplicate of**  
**est un duplicata de la**  
**page 7**

**Berthier, Jacinta**

---

**From:** Berthier, Jacinta  
**Sent:** Thursday, November 8, 2018 9:47 AM  
**To:** Cheney, Sarah  
**Subject:** Re: RE: LFA 36 and 38 opening time

Thanks Sarah.  
 JB

Sent from Samsung Focus

----- Original message -----

**From:** "Cheney, Sarah" <Sarah.Cheney@dfo-mpo.gc.ca>  
**Date:** 2018-11-08 9:37 AM (GMT-04:00)  
**To:** "Berthier, Jacinta" <Jacinta.Berthier@dfo-mpo.gc.ca>  
**Cc:**  
**Subject:** RE: LFA 36 and 38 opening time

Trevor Munroe, SAR, will hopefully participate in our call at 1:30, but he's not sure he can give us a yes or no before that, if he can he'll be in touch

**From:** Cheney, Sarah  
**Sent:** November 8, 2018 9:32 AM  
**To:** Berthier, Jacinta; Hawkins, Margaret J; Millar, Harvey; Somerville, Todd  
**Cc:** Daley, Annette  
**Subject:** RE: LFA 36 and 38 opening time

Hi Jacinta

██████████ indicated that any change (early opening) in 36 could have a negative impact for their seiners. He didn't actually say a Monday opening would pose a specific problem, just reminding us that decisions to open early can/do impact them so don't forget to consider them basically. GMFA was supposed to follow up with him about a Monday opening but we haven't heard back yet.

-FNFA indicates that discussions with ACFFA (aqua industry) and port of Saint John didn't raise any objections

-Megan Folkins is reaching out to FN communities to determine their readiness to go a day early (local GM crews that are designated to fishing 38 are ready, but we're not sure yet about the communities fishing in 36)

-The forecast is such that Industry still wants to hold weather calls one day in advance, so approving an early opening would bump the weekend procedures up by one day, folks would be on call Sunday and Monday for the weather calls if Monday turns out to be rough (our 3 draft VOs would need to double, etc.). Those people involved in the 4a.m. option would be 'on-call' for Sunday and the holiday Monday night

-I can try to reach out to SAR now

**From:** Berthier, Jacinta  
**Sent:** November 8, 2018 9:23 AM  
**To:** Cheney, Sarah; Hawkins, Margaret J; Millar, Harvey; Somerville, Todd  
**Cc:** Daley, Annette  
**Subject:** LFA 36 and 38 opening time  
**Importance:** High

Good morning All,

We have been asked to brief the Minister's office this morning on the request for an early opening. While we have our internal call later today to discuss, I would appreciate any logistical details you can provide to support the request.

- Status of Search and Rescue – have CCG and DND been notified of the potential for an early opening? I know Sara cautioned against raising question if we were not yet certain, but we need to know if there will be SAR presence on the holiday and implications of making the last minute change in scheduling.
- C&P readiness – as noted, seems we would have to make schedule changes at a minimum, but status of the MSPV re crew change would be a factor if it cannot be aligned with a Monday opening.
- Contact made with CC licence holders, other fisheries reps – completed.

Any other details you can provide would be great, but the call is at 9:30 – so I will keep an eye on my email.

Thanks,

JB

**MacLellan, Elizabeth**

---

**From:** Somerville, Todd  
**Sent:** Thursday, November 8, 2018 10:04 AM  
**To:** Berthier, Jacinta  
**Cc:** Daley, Annette; Cheney, Sarah; Hawkins, Margaret J; Millar, Harvey; Parsons, Derreck J  
**Subject:** RE: LFA 36 and 38 opening time

We have no staff scheduled on 12 Nov and many officers have already made travel plans for that long weekend. We could likely muster up a skeleton crew to monitor the opening but it would be "waving the flag", at best.

We could have the Offshore Surveillance flight up in the air either day.

The status of the MSPV remains uncertain; I would not rely upon its availability given the overall track record related to this platform.

Todd Somerville  
Area Chief | Chef de secteur  
Conservation & Protection  
Southwest New Brunswick | Sud-ouest Nouveau-Brunswick  
Maritimes Region | Région des Maritimes  
Fisheries and Oceans Canada | Pêches et Océans Canada  
[todd.somerville@dfo-mpo.gc.ca](mailto:todd.somerville@dfo-mpo.gc.ca)  
(506) 755-5042 (desk/bureau)  
[REDACTED] (mobile)

---

**From:** Berthier, Jacinta  
**Sent:** November-08-18 9:23 AM  
**To:** Cheney, Sarah; Hawkins, Margaret J; Millar, Harvey; Somerville, Todd  
**Cc:** Daley, Annette  
**Subject:** LFA 36 and 38 opening time  
**Importance:** High

Good morning All,

We have been asked to brief the Minister's office this morning on the request for an early opening. While we have our internal call later today to discuss, I would appreciate any logistical details you can provide to support the request.

- Status of Search and Rescue – have CCG and DND been notified of the potential for an early opening? I know Sara cautioned against raising question if we were not yet certain, but we need to know if there will be SAR presence on the holiday and implications of making the last minute change in scheduling.
- C&P readiness – as noted, seems we would have to make schedule changes at a minimum, but status of the MSPV re crew change would be a factor if it cannot be aligned with a Monday opening.
- Contact made with CC licence holders, other fisheries reps – completed.

Any other details you can provide would be great, but the call is at 9:30 – so I will keep an eye on my email.

Thanks,  
JB

**Potter, Ted**

---

**From:** Potter, Ted  
**Sent:** 2018–November-08 10:48 AM  
**To:** Berthier, Jacinta  
**Subject:** FW: Lobster opening - [REDACTED]

Hi Jacinta,

This is what I received from Sarah Cheney on [REDACTED] position.

Ted

Ted Potter  
Regional Manager, Resource Management | Gérant régionale, gestion des ressources Fisheries Management |  
Gestion des pêches Maritimes Region | Région des Maritimes Fisheries & Oceans Canada | Pêches et Océans  
Canada  
Ph/Tél: (902) 456- 4090

-----Original Message-----

From: Cheney, Sarah  
Sent: 2018–November-07 9:28 AM  
To: Millar, Harvey <Harvey.Millar@dfo-mpo.gc.ca>  
Cc: Potter, Ted <Ted.Potter@dfo-mpo.gc.ca>  
Subject: Fw: Lobster opening

FYI

Sent from my BlackBerry 10 smartphone on the Bell network.

Original Message  
From: Waters, Christa <Christa.Waters@dfo-mpo.gc.ca>  
Sent: Wednesday, November 7, 2018 9:15 AM  
To: Hooper, Tony  
Cc: Quigley, Sara; Cheney, Sarah  
Subject: RE: Lobster opening

Hello [REDACTED]

Thank you for this input. I have cc'd the lobster advisor and the Area Chief on this email so that your input can be considered.

Thanks,  
Christa

Christa Waters  
Regional Senior Fisheries Management Advisor Resource Management | Gestion des Pêches Maritimes Region  
| Région des Maritimes Telephone | Téléphone 902-293-6541

-----Original Message-----

From: [REDACTED]

Sent: November-07-18 8:21 AM  
To: Waters, Christa  
Subject: Lobster opening

I am hearing rumours that lobster guys are lobbying for an early opening but not sure if it is true

Just want to remind DFO that every change affects other fisheries

My seiners have been fishing and i planned on tying up next Tuesday when traps go out

Earlier opening would impact our ability to catch our fall allocation We have 600 workers looking for hours as well.

I definitely want the lobster guys to have a safe opening but everyone has to understand earlier openings and 10 day extensions have impacts on other stakeholders and we at least should be part of the decision Regards Sent from my iPhone

## Potter, Ted

---

**From:** Potter, Ted  
**Sent:** 2018–November-08 2:30 PM  
**To:** Berthier, Jacinta  
**Subject:** Items for LFA 36 - 38 early opening request

Hi Jacinta,

- Our existing opening protocol is with set dates for opening. In the case of LFAs 36 – 38 it is the second Tuesday in November. There is a weather call with ECCC and CCG the day prior to the start of the fishery in which the fleet representatives receive a detailed forecast from ECCC and they discuss whether or not to proceed with the opening of the season. Generally the opening is delayed with a forecast of winds exceeding 25 knots, and there is a lot of discussion on whether or not to proceed for wind forecast in the range of 20 to 25 knots. This could lead to a delay in opening of the season, but it is understood that this delay is for safety reasons.
- Early opening was not discussed at the Advisory Committee meetings and as such no planning has occurred for the operation logistics of having Search and Rescue assets and crews and Enforcement personnel in place. All the planning to date is for a November 13<sup>th</sup> opening.
- As this had not been discussed earlier, there is little opportunity to engage other fishing fleets and the aquaculture sector in the area. In particular, the implications for the mobile herring fleet which has scheduled its activities of fishing up to the start of the LFA 36 -38 opening. The mobile herring fleet is currently fishing when weather permits and is landing between 150 – 200 mt per day when fishing.
- For the opening of LFA 35 in October, we engaged CCG/SAR and the fleet representative on opening time. Throughout that discussion we only considered a later opening time, not an earlier opening.
- It is difficult to make operational decisions based on a forecast a week in advance. In this case, the forecast 7 days in advance was for light winds, and 5 days in advance for winds from the Northwest at 25 knots. The forecast is likely to continue to change as we approach the scheduled opening day.
- The Department is open to discussing anything that makes fishing safer. If GMFA and FNFA want to see greater flexibility in the opening of their fishery, then it would be best to engage other LFAs and the Maritime Region Lobster Advisory Committee meeting or at the Scotia Fundy Round Table. Both of these forums would allow for more input on this matter.
- Opening earlier, even a day earlier, increases the potential for interactions with North Atlantic Right Whales.

Ted

***Ted Potter***

Regional Manager, Resource Management | Gérant régionale, gestion des ressources  
Fisheries Management | Gestion des pêches  
Maritimes Region | Région des Maritimes  
Fisheries & Oceans Canada | Pêches et Océans Canada  
Ph/Tél: (902) 456- 4090

## Potter, Ted

---

**From:** Potter, Ted  
**Sent:** 2018–November-08 3:24 PM  
**To:** Surette, Dwayne E; Comley, Mark  
**Cc:** Quigley, Sara  
**Subject:** FW: FNFA and GMFA Request for an early season opening in LFA 36 and 38

Hi Guys,

FYI,

Ted

### ***Ted Potter***

Regional Manager, Resource Management | Gérant régionale, gestion des ressources  
Fisheries Management | Gestion des pêches  
Maritimes Region | Région des Maritimes  
Fisheries & Oceans Canada | Pêches et Océans Canada  
Ph/Tél: (902) 456- 4090

**From:** Berthier, Jacinta  
**Sent:** 2018–November-08 3:10 PM  
**To:** Daley, Annette <Annette.Daley@dfo-mpo.gc.ca>; Valkenier, Mary-Ellen <Mary-Ellen.Valkenier@dfo-mpo.gc.ca>; Wentzell, Doug <Doug.Wentzell@dfo-mpo.gc.ca>  
**Cc:** Millar, Harvey <Harvey.Millar@dfo-mpo.gc.ca>; Cheney, Sarah <Sarah.Cheney@dfo-mpo.gc.ca>; Potter, Ted <Ted.Potter@dfo-mpo.gc.ca>; Quigley, Sara <Sara.Quigley@dfo-mpo.gc.ca>; Somerville, Todd <Todd.Somerville@dfo-mpo.gc.ca>  
**Subject:** FNFA and GMFA Request for an early season opening in LFA 36 and 38

Good afternoon,

Regional and Area staff from SWNB and SWNS held a call this afternoon to discuss input received to date and operational considerations, and given the late timing and it representing a significant departure from current operational protocols for lobster fishery openings, the request from LFA 36 and 38 to open one day earlier in 2018 is not supported. This will be communicated to the industry representatives by the Area Director this afternoon.

Our existing opening protocol is with set dates for opening. In the case of LFAs 36 – 38 it is the second Tuesday in November. There is a weather call with ECCC and CCG the day prior to the start of the fishery in which the fleet representatives receive a detailed forecast from ECCC and discuss whether or not to recommend a delay in the opening of the season to the Department. Generally the opening is delayed with a forecast of winds exceeding 25 knots, and discussion on whether or not to proceed for wind forecast in the range of 20 to 25 knots. The Department works closely with the industry representatives and other federal partners to support a safe and orderly opening of the fishery.

Operationally this request poses significant logistical challenges for the Department in terms of C&P's enforcement readiness. Currently Fishery Officers are scheduled to start their shift at 4AM to coincide with the opening of the fishery according to the Regulations – Tuesday November 13th for the 2018 season. The Acting Director for C&P has confirmed that many staff are unavailable over the long weekend, and making changes at this time would pose serious challenges as schedules are set



to ensure presence for the planned start of the fishery. In terms of Search and Rescue (SAR) support, the CCG and DND have not been able to confirm their flexibility for an earlier start date – again, these opening dates are known and discussed at the pre-season advisory committee and are the basis for their scheduling and planning.

Approving this request from LFA 36 and 38 would be a departure from the historical practices across the Maritimes Region. Recently a similar request to open the fishery early was made by LFA 35 Industry representatives in relation to tides; the request was not supported and instead the fishery opened at 2AM to coincide with the tidal window for vessels to leave / return to port. Approving this request from neighboring LFAs would not be well received by these harvesters.

As this had not been discussed earlier, there is little opportunity to engage other fishing fleets and the aquaculture sector in the area. In particular, the implications for the mobile herring fleet which has schedule its activities of fishing up to the start of the LFA 36 -38 opening. The mobile herring fleet is currently fishing when weather permits and is landing between 150 – 200 mt per day when fishing and have requested that they be included in discussions related to lobster fishery season changes.

Finally, while the challenges faced by the industry in balancing safety with the economic impacts of a season delay, it is difficult to make operational decisions based on a forecast a week / several days in advance without a pre-existing framework that can be applied across all LFAs and with consideration of program partners and other fishing interests.

The Department is always open to discussing management measures that support safe fishing practices, and will work with FNFA and GMFA to advance this matter via their respective Advisory Committees, the Maritime Region Lobster Advisory Committee, and other groups as appropriate.

Regards,  
Jacinta

Director, Resource and Aboriginal Fisheries Management  
Fisheries and Oceans Canada | Government of Canada  
[Jacinta.Berthier@dfo-mpo.gc.ca](mailto:Jacinta.Berthier@dfo-mpo.gc.ca) | Tel: 902 426-7681 | Cel: [REDACTED]

Directrice Gestion des ressources et pêches autochtones  
Pêches et Océans Canada | Gouvernement du Canada  
[Jacinta.Berthier@dfo-mpo.gc.ca](mailto:Jacinta.Berthier@dfo-mpo.gc.ca) | Tél. : 902 426-7681 | Tél. cell. : [REDACTED]

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## MacLellan, Elizabeth

---

**From:** Butcher, Ashley  
**Sent:** Thursday, November 8, 2018 4:18 PM  
**To:** Valkenier, Mary-Ellen  
**Cc:** Daley, Annette  
**Subject:** RE: FNFA and GMFA Request for an early season opening in LFA 36 and 38

**From:** Valkenier, Mary-Ellen  
**Sent:** Thursday, November 8, 2018 3:13 PM  
**To:** Butcher, Ashley <Ashley.Butcher@dfo-mpo.gc.ca>  
**Cc:** Daley, Annette <Annette.Daley@dfo-mpo.gc.ca>  
**Subject:** Fw: FNFA and GMFA Request for an early season opening in LFA 36 and 38

Further to the briefing this morning see below. Industry has been advised. Please share with mino.

Sent from my BlackBerry 10 smartphone on the Bell network.

**From:** Berthier, Jacinta <[Jacinta.Berthier@dfo-mpo.gc.ca](mailto:Jacinta.Berthier@dfo-mpo.gc.ca)>  
**Sent:** Thursday, November 8, 2018 15:09  
**To:** Daley, Annette; Valkenier, Mary-Ellen; Wentzell, Doug  
**Cc:** Millar, Harvey; Cheney, Sarah; Potter, Ted; Quigley, Sara; Somerville, Todd  
**Subject:** FNFA and GMFA Request for an early season opening in LFA 36 and 38

Good afternoon,

Regional and Area staff from SWNB and SWNS held a call this afternoon to discuss input received to date and operational considerations, and given the late timing and it representing a significant departure from current operational protocols for lobster fishery openings, the request from LFA 36 and 38 to open one day earlier in 2018 is not supported. This will be communicated to the industry representatives by the Area Director this afternoon.

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Operationally this request poses significant logistical challenges for the Department in terms of C&P's enforcement readiness. Currently Fishery Officers are scheduled to start their shift at 4AM to coincide with the opening of the fishery according to the Regulations – Tuesday November 13th for the 2018 season. The Acting Director for C&P has confirmed that many staff are unavailable over the long weekend, and making changes at this time would pose serious challenges as schedules are set to ensure presence for the planned start of the fishery. In terms of Search and Rescue (SAR) support, the CCG and DND have not been able to confirm their flexibility for an earlier start date – again, these opening dates are known and discussed at the pre-season advisory committee and are the basis for their scheduling and planning.

Approving this request from LFA 36 and 38 would be a departure from the historical practices across the Maritimes Region. Recently a similar request to open the fishery early was made by LFA 35 Industry representatives in relation to

tides; the request was not supported and instead the fishery opened at 2AM to coincide with the tidal window for vessels to leave / return to port. Approving this request from neighboring LFAs would not be well received by these harvesters.

As this had not been discussed earlier, there is little opportunity to engage other fishing fleets and the aquaculture sector in the area. In particular, the implications for the mobile herring fleet which has schedule its activities of fishing up to the start of the LFA 36 -38 opening. The mobile herring fleet is currently fishing when weather permits and is landing between 150 – 200 mt per day when fishing and have requested that they be included in discussions related to lobster fishery season changes.

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The Department is always open to discussing management measures that support safe fishing practices, and will work with FNFA and GMFA to advance this matter via their respective Advisory Committees, the Maritime Region Lobster Advisory Committee, and other groups as appropriate.

Regards,  
Jacinta

Director, Resource and Aboriginal Fisheries Management  
Fisheries and Oceans Canada | Government of Canada  
[Jacinta.Berthier@dfo-mpo.gc.ca](mailto:Jacinta.Berthier@dfo-mpo.gc.ca) | Tel: 902 426-7681 | Cel: [REDACTED]

Directrice Gestion des ressources et pêches autochtones  
Pêches et Océans Canada | Gouvernement du Canada

[Jacinta.Berthier@dfo-mpo.gc.ca](mailto:Jacinta.Berthier@dfo-mpo.gc.ca) | Tél. : 902 426-7681 | Tél. cell. : [REDACTED]

If you have received this communication by mistake, please notify the sender immediately and delete the communication without printing, copying or forwarding it. Thank you.

Si vous avez reçu cette communication par erreur, veuillez en aviser l'expéditeur immédiatement et la supprimer sans l'imprimer, la copier, ou la faire suivre. Merci.

## MacLellan, Elizabeth

---

**From:** Daley, Annette  
**Sent:** Thursday, November 8, 2018 6:33 PM  
**To:** Valkenier, Mary-Ellen  
**Cc:** Rossignol, Pauline  
**Subject:** Pls note for Monday: LFA 36 and 38 opening time  
**Attachments:** 2018 SWNB opening procedures.docx

Pls see attached – you may have to approve a variation order on Monday for the LFAs to open depending on pre-season weather calls.

*Annette*

**From:** Daley, Annette  
**Sent:** Thursday, November 8, 2018 6:30 PM  
**To:** Cheney, Sarah <Sarah.Cheney@dfo-mpo.gc.ca>  
**Cc:** Berthier, Jacinta <Jacinta.Berthier@dfo-mpo.gc.ca>; Millar, Harvey <Harvey.Millar@dfo-mpo.gc.ca>; Somerville, Todd <Todd.Somerville@dfo-mpo.gc.ca>  
**Subject:** RE: LFA 36 and 38 opening time

Sarah, since the process has the Area office notifying me and I notify the RDG, I would be satisfied if you notify us both at the same time. I can indicate my concurrence, but then there would be no delay in the RDG receiving and approving the recommendation so it can be communicated out.

“ the Area Office (ACRM) will notify the RD of Fisheries Management and Regulations Unit of which draft variation order is required based on the recommendation of Industry in each LFA. The RD FM will notify the RDG of which draft VO has been recommended for approval (already in her possession) and Regulations will broadcast the resulting order.”

*Annette*

**From:** Cheney, Sarah  
**Sent:** Thursday, November 8, 2018 11:05 AM  
**To:** Daley, Annette <Annette.Daley@dfo-mpo.gc.ca>  
**Cc:** Berthier, Jacinta <Jacinta.Berthier@dfo-mpo.gc.ca>; Millar, Harvey <Harvey.Millar@dfo-mpo.gc.ca>; Somerville, Todd <Todd.Somerville@dfo-mpo.gc.ca>  
**Subject:** RE: LFA 36 and 38 opening time

Thanks Annette, and Harvey is able to be on the call, so he can brief up once it's concluded.

Separate from this last minute request re start dates, the procedure for opening/delaying these two SWNB LFAs is somewhat more complicated than for other LFAs for 3 reasons - because of the shared LFA 37, because LFA 38 has an approved protocol allowing them the option of a 4 a.m. weather decision, and because the day of their pre-season weather calls often falls on a statutory holiday (as is the case this year). Given these factors, we detail the procedure in a document (attached) which identifies people's roles on the holiday Monday and outlines the various opening/delaying scenarios based on what the weather might be.

Joe Walcott will be forwarding 3 draft VOs to be pre-approved up to your level with the intent of providing them to Mary Ellen for her to take home on Friday. Your position is identified as playing a role in communicating with Mary Ellen on the holiday Monday to advise her which of the 3 draft orders have been recommended for her signature (your role highlighted in the attached). Are you ok with assuming that role this year? It's been done by your position or by Jacinta's position in the past, but it could also be done by myself (I host the weather calls with Industry), by someone in Regulations, or anyone else already involved in the procedure. Please let me know if you'd like to discuss.

Thanks,

-Sarah

---

**From:** Daley, Annette

**Sent:** November 8, 2018 10:32 AM

**To:** Cheney, Sarah; Berthier, Jacinta; Hawkins, Margaret J; Millar, Harvey; Somerville, Todd

**Subject:** RE: LFA 36 and 38 opening time

I am not available to join the call this afternoon as I am in meeting with the RDG, but please be prepared to quickly brief me on any recommendation after the call. The GMFA and FNFA are both waiting for a decision either way asap after the call this afternoon.

*Annette*

---

**From:** Cheney, Sarah

**Sent:** Thursday, November 8, 2018 9:32 AM

**To:** Berthier, Jacinta <[Jacinta.Berthier@dfo-mpo.gc.ca](mailto:Jacinta.Berthier@dfo-mpo.gc.ca)>; Hawkins, Margaret J <[Margaret.Hawkins@dfo-mpo.gc.ca](mailto:Margaret.Hawkins@dfo-mpo.gc.ca)>; Millar, Harvey <[Harvey.Millar@dfo-mpo.gc.ca](mailto:Harvey.Millar@dfo-mpo.gc.ca)>; Somerville, Todd <[Todd.Somerville@dfo-mpo.gc.ca](mailto:Todd.Somerville@dfo-mpo.gc.ca)>

**Cc:** Daley, Annette <[Annette.Daley@dfo-mpo.gc.ca](mailto:Annette.Daley@dfo-mpo.gc.ca)>

**Subject:** RE: LFA 36 and 38 opening time

Hi Jacinta

- [REDACTED] indicated that any change (early opening) in 36 could have a negative impact for their seiners. He didn't actually say a Monday opening would pose a specific problem, just reminding us that decisions to open early can/do impact them so don't forget to consider them basically. GMFA was supposed to follow up with him about a Monday opening but we haven't heard back yet.
- FNFA indicates that discussions with ACFFA (aqua industry) and port of Saint John didn't raise any objections
- Megan Folkins is reaching out to FN communities to determine their readiness to go a day early (local GM crews that are designated to fishing 38 are ready, but we're not sure yet about the communities fishing in 36)
- The forecast is such that Industry still wants to hold weather calls one day in advance, so approving an early opening would bump the weekend procedures up by one day, folks would be on call Sunday and Monday for the weather calls if Monday turns out to be rough (our 3 draft VOs would need to double, etc.). Those people involved in the 4a.m. option would be 'on-call' for Sunday and the holiday Monday night
- I can try to reach out to SAR now

---

**From:** Berthier, Jacinta

**Sent:** November 8, 2018 9:23 AM

**To:** Cheney, Sarah; Hawkins, Margaret J; Millar, Harvey; Somerville, Todd

**Cc:** Daley, Annette

**Subject:** LFA 36 and 38 opening time

**Importance:** High

Good morning All,

We have been asked to brief the Minister's office this morning on the request for an early opening. While we have our internal call later today to discuss, I would appreciate any logistical details you can provide to support the request.

- Status of Search and Rescue – have CCG and DND been notified of the potential for an early opening? I know Sara cautioned against raising question if we were not yet certain, but we need to know if there will be SAR presence on the holiday and implications of making the last minute change in scheduling.
- C&P readiness – as noted, seems we would have to make schedule changes at a minimum, but status of the MSPV re crew change would be a factor if it cannot be aligned with a Monday opening.
- Contact made with CC licence holders, other fisheries reps – completed.

Any other details you can provide would be great, but the call is at 9:30 – so I will keep an eye on my email.

Thanks,  
JB

2018/2019 Pre-Season Weather Procedures for SWNB LFAs 36, 37, 38*For Internal Use*2018 Procedures

The 2018/2019 scheduled season openings for LFAs 36, 37 and 38 are Tuesday Nov 13, 2018. LFA 36 varies their season to open at 0600; LFA 38 opens at 0700; the shared area, LFA 37, opens at 0700.

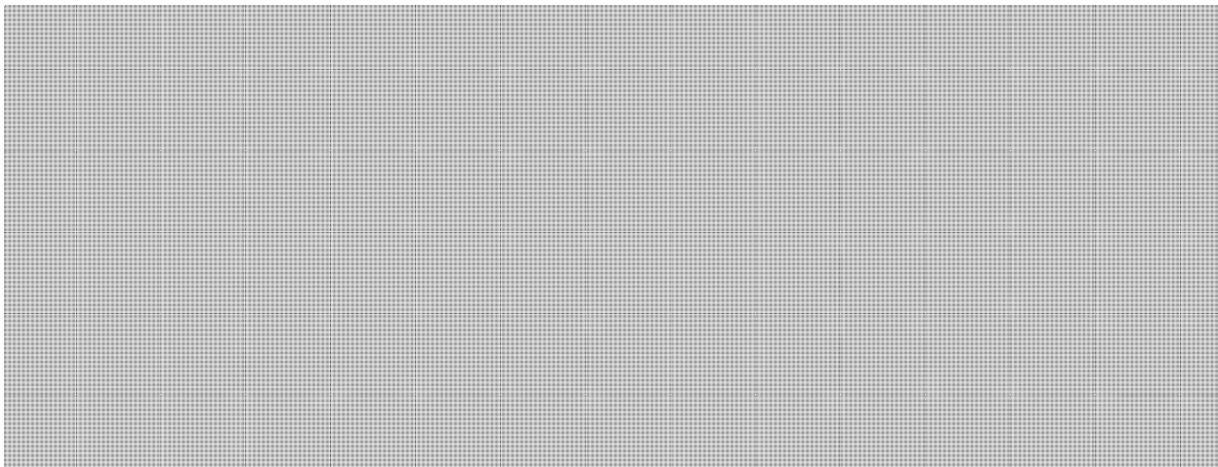
Both LFA 36 & 38 have their pre-season weather calls one day in advance of the scheduled opening, on Monday Nov 12, 2018. The LFA 36 call is at 10:00; the LFA 38 call is at 15:30.

The day before the scheduled season opening(s) is a statutory holiday this year, therefore the three variation orders which could possibly be required on Monday will be routed for pre-approval up to and including the RD, Fisheries Management and provided to the RDG by close of business on Friday Nov 9<sup>th</sup>. These are draft order numbers 2018-116, 2018-117 and 2018-118

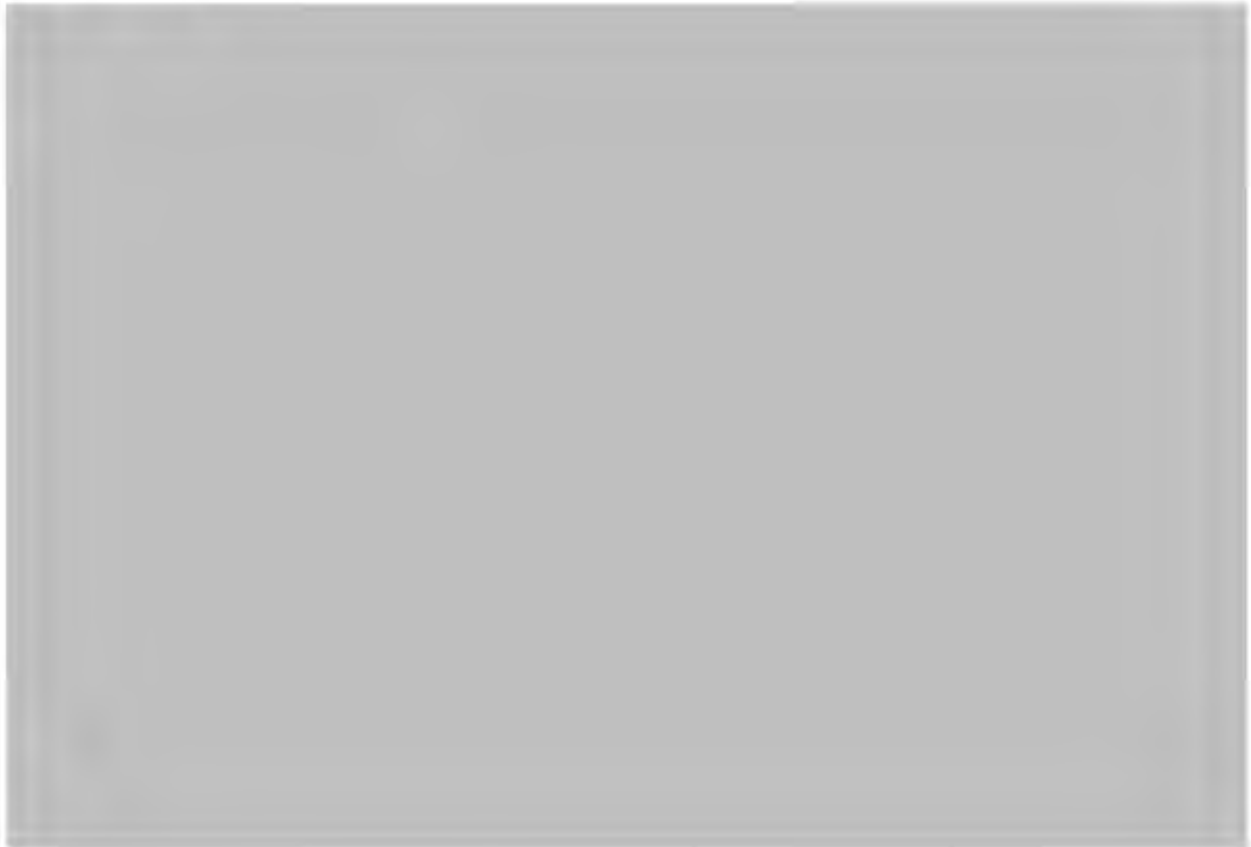
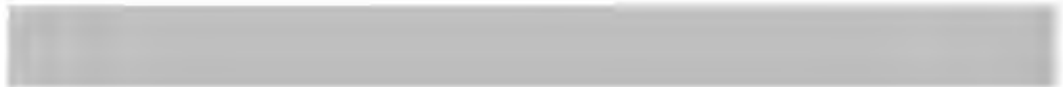
On Monday Nov 12<sup>th</sup>, following each of the 10:00 and 15:30 calls, the Area Office (ACRM) will notify the RD of Fisheries Management and Regulations Unit of which draft variation order is required based on the recommendation of Industry in each LFA. The RD FM will notify the RDG of which draft VO has been recommended for approval (already in her possession) and Regulations will broadcast the resulting order.

Possible Scenarios for Nov 13 & 14, 2017

Possible scenarios, based on weather, are as follows:



*Action Required:* VO 2017-118 requires approval to close 37



Background

The enhanced pre-season weather protocol for LFA 38, approved in 2014, provides that LFA with the option of deferring their recommendation of whether or not to open until 4:00 a.m. the morning of Tuesday Nov 13. Industry in this LFA recommends annually that the 38 season is varied closed for one week while the weather-calls take place (see VO 2017-115). The option of deferring their



recommendation until 04:00 Tuesday is only used in instances when the Monday 15:30 forecast shows a high degree of uncertainty regarding conditions for the next morning.

Therefore the decision resulting from the LFA 38 weather calls is whether or not to vary that LFA *open*. The decision from the LFA 36 weather call is whether or not to vary that LFA *closed*.

Regarding LFA 37, the protocol approved in 2015 maintains that this shared area will only open once both 36 and 38 open\*. Therefore if one or the other of 36 or 38 decides to delay their opening based on weather concerns, LFA 37 will be varied closed for one day at a time until both 36 and 38 are open.

\*The only exception to this practice is if LFA 38 defers their decision to 04:00 Tuesday morning, in that event, LFA 37 will not be impacted by 38's decision but will mirror the open/closed status of LFA 36.

## MacLellan, Elizabeth

---

**From:** Cheney, Sarah  
**Sent:** Thursday, November 8, 2018 6:34 PM  
**To:** Daley, Annette  
**Cc:** Berthier, Jacinta; Millar, Harvey; Somerville, Todd  
**Subject:** Re: LFA 36 and 38 opening time

Of course. I'll update the document and re-circulate tomorrow. Thank you Annette

-Sarah

Sent from my BlackBerry 10 smartphone on the Bell network.

**From:** Daley, Annette  
**Sent:** Thursday, November 8, 2018 6:29 PM  
**To:** Cheney, Sarah  
**Cc:** Berthier, Jacinta; Millar, Harvey; Somerville, Todd  
**Subject:** RE: LFA 36 and 38 opening time

Sarah, since the process has the Area office notifying me and I notify the RDG, I would be satisfied if you notify us both at the same time. I can indicate my concurrence, but then there would be no delay in the RDG receiving and approving the recommendation so it can be communicated out.

" the Area Office (ACRM) will notify the RD of Fisheries Management and Regulations Unit of which draft variation order is required based on the recommendation of Industry in each LFA. The RD FM will notify the RDG of which draft VO has been recommended for approval (already in her possession) and Regulations will broadcast the resulting order."

*Annette*

**From:** Cheney, Sarah  
**Sent:** Thursday, November 8, 2018 11:05 AM  
**To:** Daley, Annette <Annette.Daley@dfo-mpo.gc.ca>  
**Cc:** Berthier, Jacinta <Jacinta.Berthier@dfo-mpo.gc.ca>; Millar, Harvey <Harvey.Millar@dfo-mpo.gc.ca>; Somerville, Todd <Todd.Somerville@dfo-mpo.gc.ca>  
**Subject:** RE: LFA 36 and 38 opening time

Thanks Annette, and Harvey is able to be on the call, so he can brief up once it's concluded.

Separate from this last minute request re start dates, the procedure for opening/delaying these two SWNB LFAs is somewhat more complicated than for other LFAs for 3 reasons - because of the shared LFA 37, because LFA 38 has an approved protocol allowing them the option of a 4 a.m. weather decision, and because the day of their pre-season weather calls often falls on a statutory holiday (as is the case this year). Given these factors, we detail the procedure in a document (attached) which identifies people's roles on the holiday Monday and outlines the various opening/delaying scenarios based on what the weather might be.

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Thanks,

-Sarah

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**From:** Daley, Annette

**Sent:** November 8, 2018 10:32 AM

**To:** Cheney, Sarah; Berthier, Jacinta; Hawkins, Margaret J; Millar, Harvey; Somerville, Todd

**Subject:** RE: LFA 36 and 38 opening time

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*Annette*

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**Sent:** Thursday, November 8, 2018 9:32 AM

**To:** Berthier, Jacinta <[Jacinta.Berthier@dfo-mpo.gc.ca](mailto:Jacinta.Berthier@dfo-mpo.gc.ca)>; Hawkins, Margaret J <[Margaret.Hawkins@dfo-mpo.gc.ca](mailto:Margaret.Hawkins@dfo-mpo.gc.ca)>; Millar, Harvey <[Harvey.Millar@dfo-mpo.gc.ca](mailto:Harvey.Millar@dfo-mpo.gc.ca)>; Somerville, Todd <[Todd.Somerville@dfo-mpo.gc.ca](mailto:Todd.Somerville@dfo-mpo.gc.ca)>

**Cc:** Daley, Annette <[Annette.Daley@dfo-mpo.gc.ca](mailto:Annette.Daley@dfo-mpo.gc.ca)>

**Subject:** RE: LFA 36 and 38 opening time

Hi Jacinta

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**From:** Berthier, Jacinta

**Sent:** November 8, 2018 9:23 AM

**To:** Cheney, Sarah; Hawkins, Margaret J; Millar, Harvey; Somerville, Todd

**Cc:** Daley, Annette

**Subject:** LFA 36 and 38 opening time

**Importance:** High

Good morning All,

We have been asked to brief the Minister's office this morning on the request for an early opening. While we have our internal call later today to discuss, I would appreciate any logistical details you can provide to support the request.

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Any other details you can provide would be great, but the call is at 9:30 – so I will keep an eye on my email.

Thanks,  
JB

**Potter, Ted**

---

**From:** Potter, Ted  
**Sent:** 2018–November-09 9:20 AM  
**To:** Berthier, Jacinta  
**Subject:** FW: Media Inquiry: Early start to lobster season for LFA 36(?) denied [REDACTED]  
CBC NB - November 9, 2018)

**Importance:** High

***Ted Potter***

Regional Manager, Resource Management | Gérant régionale, gestion des ressources  
Fisheries Management | Gestion des pêches  
Maritimes Region | Région des Maritimes  
Fisheries & Oceans Canada | Pêches et Océans Canada  
Ph/Tél: (902) 456- 4090

**From:** Buott-Matheson, Debra  
**Sent:** 2018–November-09 9:18 AM  
**To:** Quigley, Sara <Sara.Quigley@dfo-mpo.gc.ca>  
**Cc:** Potter, Ted <Ted.Potter@dfo-mpo.gc.ca>  
**Subject:** Media Inquiry: Early start to lobster season for LFA 36(?) denied [REDACTED] - CBC NB - November 9, 2018)  
**Importance:** High

Hi Sara,

We have a media inquiry from [REDACTED] at CBC in NB regarding DFO's decision not to allow an early start to the season in LFA 36 (I believe), as requested by Grand Manan and Fund North.

Do you have information on this decision?

Thanks,

Deb

**Debbie Buott-Matheson, BA, BPR**

Communications Advisor, Communications Branch/Maritimes Region  
Fisheries and Oceans Canada/Government of Canada  
[debra.buott-matheson@dfo-mpo.gc.ca](mailto:debra.buott-matheson@dfo-mpo.gc.ca) /Tel: 902-426-6019/Cellular: [REDACTED]

Conséillère en communications, Direction des communications / Région des maritimes  
Pêches et Océans Canada / Gouvernement du Canada  
[debra.buott-matheson@dfo-mpo.gc.ca](mailto:debra.buott-matheson@dfo-mpo.gc.ca) / Tél : 902-426-6019/Cellulaire : [REDACTED]

**Campbell, Tara**

---

**From:** Valkenier, Mary-Ellen  
**Sent:** November-09-18 2:32 PM  
**To:** Buott-Matheson, Debra; Fowler, Jennifer  
**Cc:** Mackay, Nadine; Rossignol, Pauline  
**Subject:** Re: URGENT - For Concurrent Approval: Opening of LFAs 36 and 38 ( [REDACTED] )  
 CBC NB - November 9, 2018)

Approved

Sent from my BlackBerry 10 smartphone on the Bell network.

---

**From:** Buott-Matheson, Debra  
**Sent:** Friday, November 9, 2018 14:27  
**To:** Fowler, Jennifer; Valkenier, Mary-Ellen  
**Cc:** Mackay, Nadine; Rossignol, Pauline  
**Subject:** URGENT - For Concurrent Approval: Opening of LFAs 36 and 38 ( [REDACTED] ) - CBC NB - November 9, 2018)

Good afternoon,

For your urgent, concurrent approval please.

The following media lines have been drafted in response to an inquiry from CBC NB as to why DFO denied the request from lobster harvesters to open the season for LFAs 36 and 38 one day early.

These lines have been approved by C&P, as well as Jacinta Berthier and Steve Bornais. As the deadline is quickly approaching, your approval ASAP is appreciated.

- Fisheries and Oceans Canada is always open to discussing management issues that support safe fishing practices.
- The request made by the Grand Manan Fishermen's Association and the Fundy North Fishermen's Association to open Lobster Fishing Areas 36 and 38 one day earlier was carefully considered.
- The opening of each Lobster Fishing Area is carefully planned and scheduled. These schedules allow the Department and our partners to adequately plan for openings, including concurrence with other fisheries, staffing and equipment requirements in support of a safe opening.
- The request to open the season early – based on a long-range forecast – posed significant logistical challenges for the Department and did not allow adequate time to coordinate and consult with our partners and others potentially impacted by the change.
- Given these considerations, and in the interests of being operationally ready to support a safe and orderly opening of the season, the Department decided to maintain the pre-season weather protocols already developed with the fishing Industry.

- As per established regional practice, Fisheries and Oceans Canada, Coast Guard and Environment and Climate Change Canada will hold a call with representatives from each LFA to discuss weather conditions prior to the start of the season, providing the fishing industry the opportunity to recommend a delay to the season based on safety concerns.
- If a delay to the opening is recommended by the fishing industry, it will be broadly communicated to harvesters via their association and DFO communications channels, including social media.
- Fisheries and Oceans Canada is committed to working with industry to consider a shift in the established practices for opening lobster fishing areas, that will allow adequate time for consultation with our partners and broader industry groups.

Thank you,

Debbie

**Debbie Buott-Matheson, BA, BPR**

Communications Advisor, Communications Branch/Maritimes Region

Fisheries and Oceans Canada/Government of Canada

[debra.buott-matheson@dfo-mpo.gc.ca](mailto:debra.buott-matheson@dfo-mpo.gc.ca) /Tel: 902-426-6019/Cellular: [REDACTED]

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**Campbell, Tara**

---

**From:** Buott-Matheson, Debra  
**Sent:** November-09-18 2:30 PM  
**To:** Fowler, Jennifer; Valkenier, Mary-Ellen  
**Cc:** Mackay, Nadine; Rossignol, Pauline  
**Subject:** RE: URGENT - For Concurrent Approval: Opening of LFAs 36 and 38 ( [REDACTED] )  
 CBC NB - November 9, 2018)

These lines have also been approved by Annette. Apologies for the oversight.

**Debbie Buott-Matheson, BA, BPR**

Communications Advisor, Communications Branch/Maritimes Region  
 Fisheries and Oceans Canada/Government of Canada  
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---

**From:** Buott-Matheson, Debra  
**Sent:** November-09-18 2:27 PM  
**To:** Fowler, Jennifer <Jennifer.Fowler@dfo-mpo.gc.ca>; Valkenier, Mary-Ellen <Mary-Ellen.Valkenier@dfo-mpo.gc.ca>  
**Cc:** Mackay, Nadine <Nadine.Mackay@dfo-mpo.gc.ca>; Rossignol, Pauline <Pauline.Rossignol@dfo-mpo.gc.ca>  
**Subject:** URGENT - For Concurrent Approval: Opening of LFAs 36 and 38 ( [REDACTED] ) - CBC NB - November 9, 2018)  
**Importance:** High

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Thank you,

Debbie

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## Campbell, Tara

---

**From:** Fowler, Jennifer  
**Sent:** November-09-18 2:30 PM  
**To:** Buott-Matheson, Debra; Valkenier, Mary-Ellen  
**Cc:** Mackay, Nadine; Rossignol, Pauline  
**Subject:** RE: URGENT - For Concurrent Approval: Opening of LFAs 36 and 38 ( [REDACTED] )  
CBC NB - November 9, 2018)

Hi Debbie  
Good from my perspective.  
Thanks,  
Jennifer

---

**From:** Buott-Matheson, Debra  
**Sent:** November-09-18 2:27 PM  
**To:** Fowler, Jennifer; Valkenier, Mary-Ellen  
**Cc:** Mackay, Nadine; Rossignol, Pauline  
**Subject:** URGENT - For Concurrent Approval: Opening of LFAs 36 and 38 ( [REDACTED] ) - CBC NB - November 9, 2018)  
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## **Mackay, Nadine**

---

**From:** Millar, Harvey  
**Sent:** November-09-18 9:17 AM  
**To:** Daley, Annette; Berthier, Jacinta; Wentzell, Doug  
**Subject:** GMFA Facebook Comments with Karen Ludwig's Comment (Karen Lorelei)  
**Attachments:** SnipImage.JPG

FYI  
Harvey



Like Follow Share ...

Call Now Send Message

Grand Manan

Fishermen's

Association

hAssoc



Grand Manan Fishermen's Association

17 hrs ·

We were angry and disappointed that Fisheries and Oceans Canada decided not to assist fishermen in their efforts to promote a safe opening for their lobster fishery next week.

The Transportation Safety Board has identified DFO as an obstacle to fishermen safety. They certainly proved that today.



29

11 Comments 47 Shares



Like



Comment



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**Brian Mitchell** The DFO doesn't really care about the safety of fishermen. They do not seem to be all that interested in safety. They seem to be more of an obstacle. We try to put a motion to set traps a day early for safety reasons and it is squashed by DFO for actual... See More

Like · Reply · 11h



**Karen Lorelei** Hi everyone, I supported the proposal from FNFA and GMFA and took it to the Minister's office earlier this week to give fishermen the opportunity to begin their fishery on the best weather day. I'm disappointed that the Department couldn't find a way to implement this proposal for the good of lobster fishermen in southwest NB.-Karen Ludwig MP

Like · Reply · 10h · Edited



6

Team Members

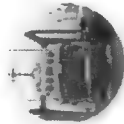


Bonnie Morse

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## Potter, Ted

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**From:** Potter, Ted  
**Sent:** 2018–November-09 9:07 AM  
**To:** Berthier, Jacinta  
**Subject:** FW: seiners

### *Ted Potter*

Regional Manager, Resource Management | Gérant régionale, gestion des ressources  
Fisheries Management | Gestion des pêches  
Maritimes Region | Région des Maritimes  
Fisheries & Oceans Canada | Pêches et Océans Canada  
Ph/Tél: (902) 456- 4090

**From:** Waters, Christa  
**Sent:** 2018–November-09 8:58 AM  
**To:** Quigley, Sara <Sara.Quigley@dfo-mpo.gc.ca>; Potter, Ted <Ted.Potter@dfo-mpo.gc.ca>  
**Subject:** FW: seiners

### **Christa Waters**

Regional Senior Fisheries Management Advisor  
Resource Management | Gestion des Pêches  
Maritimes Region | Région des Maritimes  
Telephone | Téléphone 902-293-6541

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**From:** Hooper, Tony [mailto: ]  
**Sent:** November-09-18 6:37 AM  
**To:** Waters, Christa; Millar, Harvey; Cheney, Sarah  
**Cc:** Bonnie Morse ; Lillian Mitchell  
**Subject:** seiners

Good morning,

I've decided to tie up our seiner fleet today. We had a good catch last night and although there is still enough allocation for 1 more night, I have decided in the interest of preventing a gear conflict that we won't fish Sunday or Monday evening as I'd originally planned.

Would also appreciate DFO resume engaging all stakeholders when making season changes and adjustments that impact other fisheries as we still employ over well 600 workers and are likely the single largest supplier of lobster bait for SWNB.

Lastly, I want to wish the lobster fishermen a safe dumping day and a prosperous season. Best regards

## MacLellan, Elizabeth

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**From:** Daley, Annette  
**Sent:** Friday, November 9, 2018 4:07 PM  
**To:** Cheney, Sarah  
**Cc:** Millar, Harvey; Berthier, Jacinta  
**Subject:** RE: You return call

Sarah, as discussed, since the letter came to Harvey I would like it to be answered from the Area Office under Harvey's signature or email. A couple of suggestions below – please feel free to edit.

*Annette*

**From:** Cheney, Sarah  
**Sent:** Friday, November 9, 2018 3:45 PM  
**To:** Daley, Annette <Annette.Daley@dfo-mpo.gc.ca>  
**Cc:** Millar, Harvey <Harvey.Millar@dfo-mpo.gc.ca>  
**Subject:** RE: You return call

Hi again, a few media lines have been developed today in response to inquiries regarding this request and our decision not to approve it. The paragraph below could be provided to GMFA and FNFA as a written response and would be consistent with those media lines. Feel free to edit for style of course, but this should summarize the main points that the decision was based on.

If the intent is to be less formal while still providing a written response (since the decision has already been communicated by Harvey), you could forward Bonnie's email asking for the response to Lillian and Laurence (they signed the request) with a cc to Bonnie [REDACTED]

Dear Lillian & Laurence

The decision to not approve your Associations' joint request to open LFAs 36, 37 and 38 a day early was based on multiple considerations. These included potential impacts to other fisheries and other marine users; the ability of the Department to deploy the necessary assets ahead of schedule; consistency with recent decisions in other LFAs; the potential for competitive disadvantages to licence holders that might not be prepared for an earlier start date; economic considerations for your LFAs and of course safety.

In addition to maintaining the existing weather protocols which provide a mechanism for Industry to make recommendations based on safety, it is also important that the Department all parties be operationally ready to support a safe and orderly opening of the season. While it may be possible to address all the various implications of an earlier start date with advanced planning, ~~there was not enough time to do so for this particular request~~ the process for doing this should be established in advance, in consultation with other implicated sectors. It is the ~~sincere wish~~ objective of everyone in the Department that your fisheries have a safe opening.

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**From:** Daley, Annette  
**Sent:** November 9, 2018 11:50 AM  
**To:** Cheney, Sarah  
**Cc:** Millar, Harvey  
**Subject:** You return call

Hi Sara, I was on the phone with Harvey when you called back, I wasn't aware he was in today, but he called me and we chatted about the issue. So you can touch base with him as to whether a written response is required at all, given that Harvey responded to the request verbally.

**Annette Daley**  
Regional Director, Fisheries Management  
Fisheries and Oceans Canada | Government of Canada  
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**Mackay, Nadine**

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**From:** Bonnie Morse [REDACTED]  
**Sent:** November-09-18 9:21 AM  
**To:** Millar, Harvey; 'Lillian Mitchell'  
**Cc:** Cheney, Sarah; Wentzell, Doug; Daley, Annette; Laking, Erin; Berthier, Jacinta  
**Subject:** RE: Proposal for Monday Nov 12 start to lobster fishing season

Morning,

When will we be receiving a written response?

~~Bonnie

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**From:** Millar, Harvey [<mailto:Harvey.Millar@dfo-mpo.gc.ca>]  
**Sent:** Thursday, November 8, 2018 12:05 PM  
**To:** Bonnie Morse; 'Lillian Mitchell'  
**Cc:** Cheney, Sarah; Wentzell, Doug; Daley, Annette; Laking, Erin; Berthier, Jacinta  
**Subject:** Re: Proposal for Monday Nov 12 start to lobster fishing season

Hi Bonnie and Lillian. Have you been able to discuss with Tony Hooper?

Thanks,  
Harvey

Sent from my BlackBerry 10 smartphone on the Bell network.

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**From:** Bonnie Morse  
**Sent:** Wednesday, November 7, 2018 10:08 AM  
**To:** Millar, Harvey; 'Lillian Mitchell'  
**Cc:** Cheney, Sarah; Wentzell, Doug; Daley, Annette; Laking, Erin; Berthier, Jacinta  
**Subject:** RE: Proposal for Monday Nov 12 start to lobster fishing season

We have spoken directly with captains/operators of commercial communal licenses on Grand Manan and they were supportive of the proposal. I have left a message with Tony and will advise when I have a chance to speak with him.

~~Bonnie

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**From:** Millar, Harvey [<mailto:Harvey.Millar@dfo-mpo.gc.ca>]  
**Sent:** Wednesday, November 7, 2018 9:14 AM  
**To:** Lillian Mitchell; Bonnie H Morse  
**Cc:** Cheney, Sarah; Wentzell, Doug; Daley, Annette; Laking, Erin; Berthier, Jacinta  
**Subject:** Fw: Proposal for Monday Nov 12 start to lobster fishing season

Hi Lillian and Bonnie. I have a couple of follow up questions.

Has your organizations had any conversations with Tony Hooper (Connors) , ACFFA (sea lice treatment schedules and possibly moving cages?) and the Communal Commercial fishing license holders to see if an earlier start would cause any conflicts or concerns for anyone?

Thank you,

Harvey

Sent from my BlackBerry 10 smartphone on the Bell network.

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**From:** Wentzell, Doug <[Doug.Wentzell@dfo-mpo.gc.ca](mailto:Doug.Wentzell@dfo-mpo.gc.ca)>  
**Sent:** Tuesday, November 6, 2018 4:42 PM  
**To:** Millar, Harvey  
**Cc:** Daley, Annette; 'Bonnie Morse'; [REDACTED]  
**Subject:** FW: Proposal for Monday Nov 12 start to lobster fishing season

Hi Harvey,

I believe Lillian was looking to send this to you.

Doug

**Doug Wentzell**

Associate Regional Director General, Maritimes Region  
Fisheries and Oceans Canada | Government of Canada  
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**From:** Lillian Mitchell [REDACTED]  
**Sent:** Tuesday, November 6, 2018 4:05 PM  
**To:** [REDACTED]  
**Cc:** Wentzell, Doug <[Doug.Wentzell@dfo-mpo.gc.ca](mailto:Doug.Wentzell@dfo-mpo.gc.ca)>; Daley, Annette <[Annette.Daley@dfo-mpo.gc.ca](mailto:Annette.Daley@dfo-mpo.gc.ca)>; Bonnie Morse [REDACTED]  
**Subject:** Proposal for Monday Nov 12 start to lobster fishing season

Hi Harvey,

Please find attached our proposal for opening the Fall lobster fishing season for LFAs 36,37, and 38 jointly drafted by FNFA and GMFA.

All the best,

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Lillian Mitchell  
Executive Director  
Fundy North Fishermen's Association  
3 Prince of Whales Street  
St. Andrews, NB E5B 3W9  
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